

HAND DELIVERY

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Application of: Pettis *et al.* Confirmation No.: 7814  
Serial No.: 09/606,909 Art Unit: 3748  
Filed: June 29, 2000 Examiner: Binh Q. Tran  
For: INTRADERMAL DELIVERY OF Attorney Docket No: 11219-008-999  
SUBSTANCES (P-4901)

FEE TRANSMITTAL SHEET

Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

Sir:

The fee required to be filed with the accompanying response of even date herewith concerning the above-identified application has been estimated to be \$0.00.

The claim amendment fee has been estimated as shown below:

| (Col. 1)0  |   | (Col. 2)                          | (Col. 3)         | <input type="checkbox"/> SMALL ENTITY |               | <input checked="" type="checkbox"/> OTHER THAN A SMALL ENTITY |       |            |
|--|---|-----------------------------------|------------------|---------------------------------------|---------------|---|-------|------------|
| CLAIMS<br>REMAINING<br>AFTER<br>AMENDMENT                          |   | HIGHEST NO.<br>PREVIOUSLY<br>PAID | PRESENT<br>EXTRA | RATE                                  | ADDIT.<br>FEE | OR  | RATE  | ADDIT. FEE |
| TOTAL  | 3 | MINUS                             | 34               | 0                                     | x 9           | \$  | x 18  | \$ 0.00    |
| INDEP.   | 4 | MINUS                             | 6                | 0                                     | x 42          | \$  | x 84  | \$ 0.00    |
|  |   |                                   |                  |                                       | \$            |   | \$    | 0.00       |
| <input type="checkbox"/> FIRST PRESENTATION OF MULTIPLE DEP. CLAIM |   |                                   |                  | TOTAL                                 | \$            | OR  | TOTAL | \$ 0.00    |

Please charge the required fee to Pennie & Edmonds LLP Deposit Account No. 16-1150. A copy of this sheet is enclosed.

Respectfully submitted,

Date: July 10, 2003

  
Laura A. Coruzzi 30,742  
(Reg. No.)

PENNIE & EDMONDS LLP  
1155 Avenue of the Americas  
New York, New York 10036-2711  
(212) 790-9090

Enclosure

#13/RCE  
9/11/02

**REQUEST  
FOR  
CONTINUED EXAMINATION (RCE)  
TRANSMITTAL**

Subsection (b) of 35 U.S.C. § 132, effective on May 29, 2000, provides for continued examination of an utility or plant application filed on or after June 8, 1995.

See The American Inventors Protection Act of 1999 (AIPA).

|                             |                  |
|-----------------------------|------------------|
| <i>Express Mail No</i>      | HAND DELIVERY    |
| <i>Application Number</i>   | 09/606,909       |
| <i>Filing Date</i>          | June 29, 2000    |
| <i>First Named Inventor</i> | Ronald J. Pettis |
| <i>Group Art Unit</i>       | 3748             |
| <i>Examiner Name</i>        | Binh Q. Tran     |
| <i>Attorney Docket No.</i>  | 11219-008-999    |

This is a Request for Continued Examination (RCE) under 37 C.F.R. § 1.114 of the above-identified application.

**NOTE:** 37 C.F.R. § 1.114 is effective on May 29, 2000. If the above-identified application was filed prior to May 29, 2000, applicant may wish to consider filing a continued prosecution application (CPA) under 37 C.F.R. § 1.53 (d) (PTO/SB/29) instead of a RCE to be eligible for the patent term adjustment provisions of the AIPA. See Changes to Application Examination and Provisional Application Practice, Interim Rule, 65 Fed. Reg. 14865 (Mar. 20, 2000), 1233 Off. Gaz. Pat. Office 47 (Apr. 11, 2000), which established RCE practice.

**1. Submission required under 37 C.F.R. § 1.114**

- a.  Previously submitted
  - i.  Consider the amendment(s)/reply under 37 C.F.R. § 1.116 previously filed on \_\_\_\_\_  
*(Any unentered amendment(s) referred to above will be entered.)*
  - ii.  Consider the arguments in the Appeal Brief or Reply Brief previously filed \_\_\_\_\_
  - iii.  Other \_\_\_\_\_
- b.  Enclosed
  - i.  Amendment/Reply
  - ii.  Affidavit(s)/Declaration(s)

09/11/2003 DBREWER  00000002-161150-09606909 Information Disclosure Statement (IDS)

01 FC:1801 iv. 750.00 Other \_\_\_\_\_

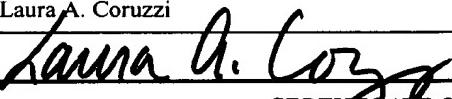
**2. Miscellaneous**

- a.  Suspension of action on the above-identified application is requested under 37 C.F.R. § 1.103(c) for a period of \_\_\_\_\_ months.  
*(Period of suspension shall not exceed 3 months; Fee under 37 C.F.R. § 1.17(i) required)*
- b.  Other \_\_\_\_\_

**3. Fees** The RCE fee under 37 C.F.R. § 1.17(e) is required by 37 C.F.R. § 1.114 when the RCE is filed

- a.  The Director is hereby authorized to charge the following fees, or credit any overpayments, to Pennie & Edmonds LLP Deposit Account No. 16-1150:
  - i.  RCE fee required under 37 C.F.R. § 1.17(e), estimated to be \$ 750.00
  - ii.  Extension of time fee required under 37 C.F.R. §§ 1.136 and 1.17, estimated to be \$ 930.00 for a 3 month extension, the request for which is being made herewith
  - iii.  Other \_\_\_\_\_
- b.  Check in the amount of \$ \_\_\_\_\_ enclosed
- c.  Payment by credit card (Form PTO-2038 enclosed)

**SIGNATURE OF APPLICANT, ATTORNEY, OR AGENT REQUIRED**

|                   |   |                                   |               |
|-------------------|---|-----------------------------------|---------------|
| Name (Print/Type) | Laura A. Coruzzi  | Registration No. (Attorney/Agent) | 30,742        |
| Signature         |  | Date                              | July 10, 2003 |

**CERTIFICATE OF MAILING OR TRANSMISSION**

I hereby certify that this correspondence is being deposited with the United States Postal Service as first class mail in an envelope addressed to:

Commissioner For Patents, P.O. Box 1450, Mail Stop RCE, Alexandria, VA 22313-1450, or by facsimile transmitted to fax no. 1-703-\_\_\_\_\_ to the U.S. Patent and Trademark Office on the date indicated below.

|                   |  |                                   |
|-------------------|--|-----------------------------------|
| Name (Print/Type) |  | Registration No. (Attorney/Agent) |
| Signature         |  | Date                              |

**Burden Hour Statement:** This form is estimated to take 0.2 hours to complete. Time will vary depending upon the needs of the individual case. Any comments on the amount of time you are required to complete this form should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND Fees and Completed Forms to the following address: Commissioner for Patents P.O. Box 1450, Mail Stop RCE, Alexandria, VA 22313-1450.

HAND DELIVERY

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Application of: RONALD J. PETTIS *et al.* Confirmation No.: 7814

Serial No.: 09/606,909 Group Art Unit: 3748

Filed: June 29, 2000 Examiner: Binh Q. Tran

Attorney Docket No.: P4901 (11219-008) Date: July 14, 2003

For: INTRADERMAL DELIVERY OF  
SUBSTANCES

#74/B  
9/11/03  
N. Shewler

AMENDMENT UNDER 37 C.F.R. §1.114

Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

Dear Sir:

In response to the Office Action dated January 14, 2003, and in accordance with Rule 114 of the Rules of Practice, please enter the following amendments and consider the following remarks in connection with the above-identified patent application. Applicants submit herewith:

- (1) Exhibit A, a copy of the pending claims;
- (2) Exhibit B, dictionary definitions of the term "deliver" (References CI and CJ);
- (3) Exhibit C, *The Merck Manual of Diagnosis and Therapy*, 1999, Seventeenth edition, Beers and Berkow, *ed.*, Merck Research Laboratories, Division of Merck & Co., Inc., Whitehouse Station, N.J. (pp. 2559-2567) (Reference CK);
- (4) Exhibit D, Sveinsson, 1939, *Investigations on the Influence of Insulin and Adrenalin in Rabbits with Alimentary Fatty Liver: The Effect of Insulin and Adrenalin on the Content of Fat and Glycogen in Liver and Muscles and on the Content of Fat and Sugar in Blood* (pp. 66-86), Oslo, Norway; Marian *et al.*, 2001, *Acta Biologica Hungarica* 52(1): 35-45 (Reference CL); and
- (5) a Petition for Extension of Time (in duplicate) for three months up to and including July 14, 2003 accompanied by the appropriate provision authorizing payment of the required fee;

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